

# SHUMAKER

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October 4, 2012

Honorable Alison J. Nathan  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 615  
New York, NY 10007  
NathanNYSDChambers@nysd.uscourts.gov

Re: Chambers v. Merrill Lynch, et al.; 10-cv-07109 (AJN)

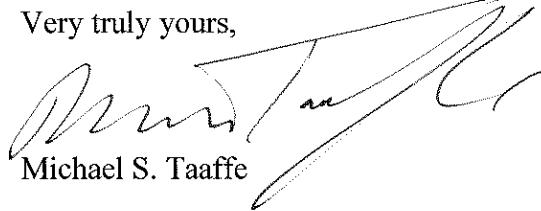
Dear Judge Nathan:

Counsel for Plaintiffs submitted a correspondence this afternoon objecting to an extension this office seeks regarding our Response to the parties' Motion to Preclude. Plaintiffs' counsel argues the extension should be denied because Plaintiffs' motion is exigent. Plaintiffs make this argument despite the fact that counsel for Plaintiffs admits in its Motion to Preclude (*See footnote one, page 3*) that the class has not yet been assembled.

When Plaintiffs' counsel requested an extension to respond to my clients' Motion for Intervention (which, based upon its contents and the status of this case is certainly exigent), this office was not able to grant the extension. Notwithstanding the position of our clients, this office did not oppose the extension in writing.

We respectfully ask that you grant us the two-week extension sought, extending our deadline to respond to Plaintiffs' Motion to Preclude until Monday, October 22, 2012.

Very truly yours,



Michael S. Taaffe

MST:mh